

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

EVELYN L. GELDREICH,

Plaintiff,

v.

ANDREW SAUL,¹
Commissioner of Social Security,

Defendant.

No. 4:18-CV-01752

(Judge Brann)

(Magistrate Judge Mehalchick)

ORDER

APRIL 3, 2020

Evelyn L. Geldreich filed this action seeking review of a decision by the Commissioner of Social Security (“Commissioner”) denying Geldreich’s claim for social security disability benefits.² In January 2020, Magistrate Judge Karoline Mehalchick issued a Report and Recommendation recommending that this Court affirm the Commissioner’s decision and close this case.³

Geldreich filed timely objections to the recommendation, asserting that Magistrate Judge Mehalchick erred in recommending that the administrative law judge properly: (1) assigned only partial weight to Geldreich’s treating physician; (2) determined that the evidence failed to established any mental impairments prior to Geldreich’s date last insured; and (3) discounted Geldreich’s testimony regarding her

¹ Pursuant to Federal Rule of Civil Procedure 25(d), Andrew Saul, as the successor officer to Nancy Berryhill, Acting Commissioner of Social Security, is automatically substituted as Defendant in this action.

² Docs. 1, 9.

³ Doc. 15.

functional limitations.⁴ “If a party objects timely to a magistrate judge’s report and recommendation, the district court must ‘make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.’”⁵ Regardless of whether timely objections are made, district courts may accept, reject, or modify—in whole or in part—the magistrate judge’s findings or recommendations.⁶ Upon de novo review of the record, the Court finds no error in Magistrate Judge Mehalchick’s recommendation. Consequently, **IT IS HEREBY ORDERED** that:

1. Magistrate Judge Karoline Mehalchick’s Report and Recommendation (Doc. 15) is **ADOPTED**;
2. The Commissioner’s decision is **AFFIRMED**;
3. Final Judgment is entered in favor of Defendant and against Plaintiff pursuant to Fed. R. Civ. P. 58 and sentence four of 42 U.S.C. § 405(g);
and
4. The Clerk of Court is direct to **CLOSE** this case.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann
United States District Judge

⁴ Doc. 16.

⁵ *Equal Emp’t Opportunity Comm’n v. City of Long Branch*, 866 F.3d 93, 99 (3d Cir. 2017) (quoting 28 U.S.C. § 636(b)(1)).

⁶ 28 U.S.C. § 636(b)(1); Local Rule 72.31.